STATUTORY RULES OF NORTHERN IRELAND

2002 No. 154

ROAD TRAFFIC AND VEHICLES

Motor Vehicles (Third-Party Risks) (Amendment) Regulations (Northern Ireland) 2002

Made - - - -	*17th April 2002*
Coming into operation	*15th July 2002*

The Department of the Environment, in exercise of the powers conferred on it by Articles 103(1) and 218(1) of the Road Traffic (Northern Ireland) Order 1981(**1**) and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Motor Vehicles (Third-Party Risks) (Amendment) Regulations (Northern Ireland) 2002 and shall come into operation on 15th July 2002.

(2) In these Regulations "the principal Regulations" means the Motor Vehicles (Third-Party Risks) Regulations (Northern Ireland) 1994(**2**).

Amendment to regulation 2 (interpretation)

2. In regulation 2(1) of the principal Regulations, after the definition of "company", there shall be inserted the following definition—

> ""Motor Insurers' Bureau" means the company referred to in Article 101(1)(*b*) of the Order,".

Amendments to regulation 8 (keeping of records by companies)

3.—(1) Regulation 8 of the principal Regulations shall be amended in accordance with paragraphs (2) and (3).

(2) For paragraph (1) there shall be substituted the following paragraph—

> "(1) Every company by whom a policy or security is issued must keep a record of the following particulars relating to that policy or security and which are either contained therein or specified in a certificate of insurance or security issued in respect thereof—
>
> (a) the number of the policy or security;

(**1**) S.I.1981/154 (N.I. 1); *see* Article 2(2) for the definition of "Department" and "prescribed"
(**2**) S.R. 1994 No. 46 as amended by S.R. 2000 No. 131

(b) the name and address of the person to whom the policy or security is issued;

(c) either—

(i) the name of every person whose liability is covered by the policy or security, or

(ii) (where it is not reasonably possible for the company to keep a record of those names) a description of the persons whose liability is covered by the policy or security;

(d) in respect of vehicles the use of which is covered by the policy or security—

(i) the registration number of every vehicle specifically identified by that number in the policy or security (a "specified vehicle"), and

(ii) a description of every other vehicle or class of vehicles which are identified in the policy or security other than by reference to a registration number;

(e) a description of every specified vehicle sufficient to enable it to be identified by a police officer;

(f) the date on which the policy or security comes into force and the date on which it expires;

(g) in the case of a policy, the conditions subject to which the person or persons whose liability is covered will be indemnified by the insurer; and

(h) in the case of a security, the conditions subject to which the undertaking by the giver of the security will be implemented.".

(3) For paragraph (4) there shall be substituted the following paragraphs—

"(4) Records which are required to be kept under paragraph (1) shall be preserved by the company keeping them for a period of seven years commencing on the expiry of the relevant policy or security.

(5) Every company, specified body and other person required by this regulation to keep records—

(a) shall furnish, without charge, to the Department or to any superintendent of the Police Service of Northern Ireland upon request any particulars contained in those records; and

(b) may provide copies of those records to the Motor Insurers' Bureau or, if the Bureau so requests, to a subsidiary company nominated by it but where copies are provided they must be provided in electronic form.

(6) Where a copy of any record has been provided to the Motor Insurers' Bureau or its nominated subsidiary under paragraph (5)(*b*), the Bureau or its subsidiary shall—

(a) in the case of a record which is required to be kept under paragraph (1), preserve that copy record for a period of seven years from the date of expiry of the relevant policy or security, and

(b) furnish, without charge, to the Department or to any superintendent of the Police Service of Northern Ireland upon request any particulars which it holds by virtue of this regulation.".